

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Engrossed House Bill 1244 be amended to read as follows:

1       Page 4, between lines 3 and 4, begin a new paragraph and insert:  
2       "SECTION 4. IC 6-3.1-27-10, AS ADDED BY P.L.224-2003,  
3       SECTION 199, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
4       JANUARY 1, 2004 (RETROACTIVE)]: Sec. 10. (a) A taxpayer that  
5       ~~(1) is a dealer; and~~  
6       ~~(2) operates a service station~~ **sells blended biodiesel to the end**  
7       **user** in Indiana ~~at which blended biodiesel is sold and dispensed~~  
8       ~~through a metered pump~~ in a taxable year  
9       is entitled to a credit against the taxpayer's state tax liability.  
10       (b) The amount of the credit allowed under this section is the  
11       product of:  
12       (1) one cent (\$0.01); multiplied by  
13       (2) the total number of gallons of blended biodiesel sold ~~and~~  
14       ~~dispensed through all the metered pumps located at a service~~  
15       ~~station described in subsection (a)(2): to the end user.~~  
16       ~~(c) The credit allowed under this section must be computed~~  
17       ~~separately for each service station operated by the taxpayer that meets~~  
18       ~~the requirements of subsection (a)(2):~~  
19       ~~(d) (c)~~ (c) The total amount of credits allowed under this section may  
20       not exceed one million dollars (\$1,000,000) for all taxpayers and all  
21       taxable years."  
22       Page 10, after line 8, begin a new paragraph and insert:  
23       "SECTION 16. THE FOLLOWING ARE REPEALED [EFFECTIVE  
24       JANUARY 1, 2004 (RETROACTIVE)]: IC 6-3.1-27-3; IC 6-3.1-27-5.  
25       SECTION 17. [EFFECTIVE JANUARY 1, 2004 (RETROACTIVE)]  
26       **IC 6-3.1-27-10, as amended by this act, applies to taxable years**  
27       **beginning after December 31, 2003.**  
28       SECTION 18. **An emergency is declared for this act."**  
29       Renumber all SECTIONS consecutively.  
      (Reference is to EHB 1244 as printed February 20, 2004.)

---

Senator HERSHMAN